



PATENT
Customer No. 22,852
Attorney Docket No. 05725.1309-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Luc GOURLAOUEN et al.

Application No.: 10/814,305

Filed: April 1, 2004

For: COMPOSITION FOR DYEING A HUMAN
KERATIN MATERIAL, COMPRISING AT
LEAST ONE FLUORESCENT DYE AND
AT LEAST ONE ASSOCIATIVE
POLYMER, PROCESS THEREFOR AND
USE THEREOF

)
)
)
)
) Group Art Unit: 1751
)
) Examiner: Eisa B. Elhilo
)
)
) Confirmation No.: 8593
)
) Notice of Allowance
) dated December 18, 2006
)
)

BOX ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Applicants thank the Examiner for the Notice of Allowability and Statement of Reasons for Allowance dated December 18, 2006. Without withdrawing the claims from issue, Applicants submit these comments to clarify the record.

The Examiner states in his Reasons for Allowance that "[t]he closest prior art of record (US 2001/0054206 A1) does not teach or disclose" the claimed invention. Notice of Allowability, page 2. Applicants agree with the Examiner's conclusion, but respectfully submit that the reason provided by the Examiner for withdrawing all of the rejections on record is not complete, as discussed below.

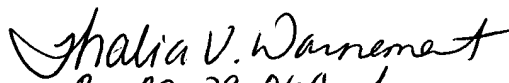
On the record, the Examiner has maintained the rejection of claims 1, 2, 4-6, 8, 10, 16-26, 29-34, 36-56, and 60-68 under 35 U.S.C. § 103(a) as being unpatentable over US Patent Application Publication No. 2001/0054206 to Matsunaga et al. ("*Matsunaga*") in view of US Patent Application Publication No. 2002/0046431 to Laurent et al. ("*Laurent*"), the rejection of claims 3, 7, 9, and 11-15 under 35 U.S.C. § 103(a) as being unpatentable over *Matsunaga* in view of US Patent Application Publication No. 2001/0023514 to Cottard et al. ("*Cottard*"), and the rejection of claim 35 under 35 U.S.C. § 103(a) as being unpatentable over *Matsunaga* in view of *Cottard* and further in view of US Patent No. 5,744,127 to Giuseppe et al. ("*Giuseppe*"). Final Office Action dated August 24, 2006. In view of the Amendment and Submission under 37 C.F.R. § 1.114 filed November 22, 2006, the Examiner has withdrawn all of the rejections on record. See Notice of Allowance. Therefore, Applicants respectfully submit that not only "[t]he closest prior art of record (US 2001/0054206 A1)" but also the secondary references on record, as well as all of the references that have been considered by the Examiner during the prosecution of this application, do not teach or suggest the claimed invention.

Please grant any extensions of time required to enter this Comment and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 13, 2007


By: Reg No. 39,064 for
Ningling Wang
Reg. No. 52,412